

BEFORE THE SOUTH CAROLINA STATE BOARD OF EDUCATION

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| In the Matter of the Suspension of |) | |
| |) | |
| the Educator Certificate of |) | CONSENT ORDER |
| |) | OF |
| Kevin Fisk, |) | SUSPENSION |
| |) | |
| Certificate 180132 |) | |

SUMMARY OF THE CASE

The South Carolina State Board of Education (State Board) considered this certificate suspension matter on July 13, 2005. On May 27, 2005, the South Carolina Department of Education (Department) sent Kevin Fisk a notice of his right to a hearing before the State Board concerning the possible suspension of his South Carolina educator certificate 180132 by certified mail, return receipt, restricted delivery, and regular mail. Mr. Fisk has now agreed to waive his right to a hearing and to consent to the voluntary suspension of his certificate for a six-month period, which would commence on May 15, 2005, and end on November 14, 2005. After considering the evidence presented, the State Board voted to accept the suspension of Mr. Fisk's certificate.

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| Kevin Fisk, # 180132 |
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| _____ |
| initials |

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| _____ |
| Date |

FINDINGS OF FACT

Mr. Fisk holds a South Carolina certificate with over nine years of teaching experience. Mr. Fisk was employed with the Horry County School District (District) during the 2004-05 school year as a teacher at Socastee High School. Mr. Fisk resigned voluntarily from his position with the District on May 15, 2005, after being confronted with allegations that he purchased alcohol for two minors. Mr. Fisk acknowledged that he purchased one alcoholic drink for each of two students who approached him in a bar at a local restaurant and asked him to buy the drinks. Mr. Fisk also acknowledged that he exercised poor judgement and

that he intended to accept full responsibility for his actions. No criminal charges were filed against Mr. Fisk at the request of the parents of the two students involved.

CONCLUSIONS OF LAW

“The South Carolina Board of Education may, for just cause, either revoke or suspend the certificate of any person.” S.C. Code Ann. § 59-25-150 (2004), S.C. Code Ann. 59-25-160 (2004); 24 S.C. Code Ann. Regs. 43-58 (1991). Just cause includes unprofessional conduct. S.C. Code Ann. § 59-25-160 (2004). After considering the findings, the State Board concludes that there is substantial evidence to support the suspension of the educator certificate of Kevin Fisk for six months from May 15, 2005, through November 14, 2005, on the grounds of unprofessional conduct. At the end of the suspension period, if Mr. Fisk wishes to have his certificate reinstated, he must make a written request to the Department’s Office of Teacher Certification.

South Carolina State Board of Education

By: /S/ Joe Isaac for Paul M. Forrester

Paul M. Forrester

Chair

Columbia, South Carolina

July 13, 2005

I, Kevin Fisk, SC Educator Certificate 180132, do hereby agree to the proposed Consent Order of Suspension, consisting of two pages, and understand that this Order will be presented to the State Board of Education for approval on Tuesday, July 13, 2005.

/S/ Kevin D. Fisk
Kevin Fisk

6/24/05

Date